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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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AYAL ROSENTHAL,

Plaintiff,

v.

NEW YORK UNIVERSITY, NEW YORK
UNIVERSITY LEONARD N. STERN SCHOOL
OF BUSINESS, and THOMAS F. COOLEY,
Richard R. West Dean of the Leonard N. Stern
School of Business,

Defendants
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08-cv-5338 (LAK)
ECF CASE

**DECLARATION OF EDWARD
HERNSTADT IN OPPOSITION
TO DEFENDANTS' MOTION
FOR SUMMARY JUDGMENT**

1. I am counsel to Plaintiff Ayal Rosenthal and submit this Declaration in Opposition to Plaintiff's motion for Summary Judgment pursuant to Federal Rule of Civil Procedure 56.

2. Attached hereto as Exhibit 1 are extracts from the deposition of Gary Fraser dated November 9, 2009.

3. Attached hereto as Exhibit 2 are emails among Kim Corfman, Thomas Grace, Lee Chamberlin, and Gary Fraser dated April 17, 2007.

4. Attached hereto as Exhibit 3 are printouts from the NYU website regarding the Stern School's Teaching Fellow Financial Aid award program.

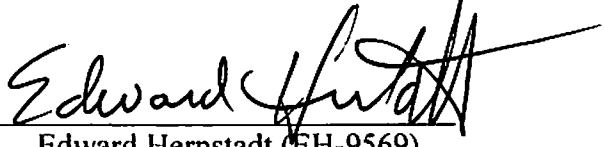
5. Attached hereto as Exhibit 4 are printouts from the NYU website regarding the Stern School's academic requirements.

6. Attached hereto as Exhibit 5 are extracts from the deposition of Thomas Grace dated October 27, 2009.

7. Attached hereto as Exhibit 6 are extracts from the deposition of Thomas Cooley dated November 6, 2009.

8. I hereby declare pursuant to 28 U.S.C. § 1746 and under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York
March 5, 2010


Edward Hernstadt (EH-9569)